

**Introduced by Senator Denham**

February 24, 2009

---

An act to amend Section 17582 of the Education Code, relating to school facilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 252, as introduced, Denham. School facilities: district deferred maintenance fund.

Existing law authorizes the governing board of a school district to establish a restricted fund to be known as the district deferred maintenance fund, for the purpose of major repair or maintenance of school facilities including, among other things, major repair or replacement of electrical systems.

This bill would define the term "electrical" for these purposes and other related provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 17582 of the Education Code is amended
- 2     to read:
- 3     17582. (a) The governing board of each school district may
- 4     establish a restricted fund to be known as the "district deferred
- 5     maintenance fund" for the purpose of major repair or replacement
- 6     of plumbing, heating, air conditioning, electrical, roofing, and floor
- 7     systems, the exterior and interior painting of school buildings, the
- 8     inspection, sampling, and analysis of building materials to
- 9     determine the presence of asbestos-containing materials, the

1 encapsulation or removal of asbestos-containing materials, the  
2 inspection, identification, sampling, and analysis of building  
3 materials to determine the presence of lead-containing materials,  
4 the control, management, and removal of lead-containing materials,  
5 and any other items of maintenance approved by the State  
6 Allocation Board. Funds deposited in the district deferred  
7 maintenance fund may be received from any source whatsoever,  
8 and shall be accounted for separately from all other funds and  
9 accounts and retained in the district deferred maintenance fund for  
10 purposes of this section. ~~The term “school building” as used in~~  
11 ~~this article includes a facility that a county office of education is~~  
12 ~~authorized to use pursuant to Article 3 (commencing with Section~~  
13 ~~17280) of Chapter 3.~~

14 (b) Funds deposited in the district deferred maintenance fund  
15 shall only be expended for maintenance purposes as provided  
16 pursuant to subdivision (a).

17 (c) The governing board of each school district shall have  
18 complete control over the funds and earnings of funds once  
19 deposited in the district deferred maintenance fund, provided that  
20 no funds deposited in the district deferred maintenance fund  
21 pursuant to subdivision (a) or (b) of Section 17584 may be  
22 expended by the governing board for any purpose except those  
23 specified in subdivision (a) of this section.

24 (d) *As used in this article:*

25 (1) *“School building” includes a facility that a county office of*  
26 *education is authorized to use pursuant to Article 3 (commencing*  
27 *with Section 17280) of Chapter 3 of Part 10.5 of Division 1 of Title*  
28 *1.*

29 (2) *“Electrical” includes internal connections for education*  
30 *technology wiring. Internal connections are components located*  
31 *at the applicant site that are necessary to transmit information to*  
32 *classrooms, publicly accessible rooms of a library, and eligible*  
33 *administrative areas or buildings. Internal connections include*  
34 *connections within, between, or among instructional buildings*  
35 *that comprise a school campus or library branch, but do not*  
36 *include services that extend beyond the school campus or library*  
37 *branch. The components must be necessary to transmit information*  
38 *all the way to individual classrooms or public areas of a library.*

O